

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michael Greenstein, et al.,

Serial No.: 09/981,440

Examiner: Ann Y. Lam

Filing Date: Oct. 16, 2001

Group Art Unit: 1645

Title: Thermal Regulation of Fluidic Samples within a Diagnostic Cartridge

COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment (X) Petition to extend time to respond
(X) New fee as calculated below () Supplemental Declaration
() No additional fee (Address envelope to "Mail stop Non-Fee Amendments")
() Other: RESTRICTION REQUIREMENT (fee \$ _____)

| CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY | | | | | | |
|--|--|------------------------|--|-------------------------|-------------|---------------------------|
| (1) FOR | (2) CLAIMS REMAINING AFTER AMENDMENT | (3) NUMBER EXTRA | (4) HIGHEST NUMBER PREVIOUSLY PAID FOR | (5) PRESENT EXTRA | (6) RATE | (7) ADDITIONAL FEES |
| TOTAL CLAIMS | 18 | MINUS | 20 | = 0 | X \$18 | \$ 0 |
| INDEP. CLAIMS | 1 | MINUS | 2 | = 0 | X \$86 | \$ 0 |
| [] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM | | | | | + \$290 | \$ 0 |
| EXTENSION FEE | 1ST MONTH \$110.00 | 2ND MONTH \$420.00 | 3RD MONTH \$950.00 | 4TH MONTH \$1480.00 | | \$ 420 |
| OTHER FEES | | | | | | \$ |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | \$ 420 |

Charge \$ 420 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: July 14, 2004

Typed Name: Leonor S. Tuck

Signature: Leonor S. Tuck

Respectfully submitted,

Michael Greenstein, et al.,

By Michael J. Beck

Michael J. Beck

Attorney/Agent for Applicant(s)
Reg. No. 40,907

Date: July 14, 2004



I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 14, 2004.

By

Leonor S. Tuck
Leonor S. Tuck

Date: July 14, 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michael Greenstein, et al.,

Group Art Unit: 1645

Serial No.: 09/981,440

Examiner: Ann Y. Lam

Filed: October 16, 2001

Title: **"Thermal Regulation of Fluidic Samples within a Diagnostic Cartridge"**

Atty Docket: 10004416-1

Commissioner for Patents
P. O. 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action dated May 4, 2004 subjecting Claims 1-19 to Restriction in the above-identified patent application.

Restriction is required under 35 U.S.C 121 between the following groups of claims:

Group I: Claims 1-18, drawn to an analytical device, classified in class 422, subclass 50.

Group II: Claim 19, drawn to a method of thermal regulation, classified in class 436, subclass 518.

Applicants hereby elect to prosecute the Group I set of claims (1-18) without traverse.

Respectfully submitted,

MICHAEL GREENSTEIN, ET AL.,

By

Michael J. Beck

Michael J. Beck
Reg. No. 40,907

IP Administration
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Date: July 14, 2004
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